

**Affidavit to Accompany
Motion for Leave to Appeal in Forma Pauperis**

District Court No. 04-12122-JLT
Appeal No. 05-2260

FILED
CLERK'S OFFICE
FEB 22 2006 P 3:03

U.S. DISTRICT COURT
DISTRICT OF MASS.

Fredrick J. Bush, petitioner

v.
Joseph D. McDonald, Sheriff of Plymouth County.

Affidavit in Support of Motion

I swear or affirm under penalty of perjury that, because of my poverty, I cannot prepay the docket fees of my appeal or post a bond for them. I believe I am entitled to redress. I swear or affirm under penalty of perjury under United States laws that my answers on this form are true and correct. (28 U.S.C. § 1746; 18 U.S.C. § 1621.)

Signed: Fredrick J. Bush

Instructions

Complete all questions in this application and then sign it. Do not leave any blanks: if the answer to a question is "0," "none," or "not applicable (N/A)," write in that response. If you need more space to answer a question or to explain your answer, attach a separate sheet of paper identified with your name, your case's docket number, and the question number.

Date: Feb 20, 2006

My issues on appeal are:

1. For both you and your spouse estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Employment	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Self-employment	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Interest and dividends	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>

Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Gifts	\$ 0	\$ N/A	\$ 0	\$ N/A
Alimony	\$ 0	\$ N/A	\$ 0	\$ N/A
Child support	\$ 0	\$ N/A	\$ 0	\$ N/A
Retirement (such as social security, pensions, annuities, insurance)	\$ 0	\$ N/A	\$ 0	\$ N/A
Disability (such as social security, insurance payments)	\$ 0	\$ N/A	\$ 0	\$ N/A
Unemployment payments	\$ 0	\$ N/A	\$ 0	\$ N/A
Public-assistance (such as welfare)	\$ 0	\$ N/A	\$ 0	\$ N/A
Other (specify):	\$ 0	\$ N/A	\$ 0	\$ N/A
Total Monthly income:	\$ 0	\$ N/A	\$ 0	\$ N/A

2. List your employment history, most recent employer first. (Gross monthly pay is before taxes or other deductions)

Employer	Address	Dates of Employment	Gross monthly pay
N/A	N/A	N/A	NONE
N/A	N/A	N/A	NONE
N/A	N/A	N/A	NONE

3. List your spouses's employment history, most recent employer first. (Gross monthly pay is before taxes or other deductions)

Employer	Address	Dates of Employment	Gross monthly pay
N/A	N/A	N/A	N/A
N/A	N/A	N/A	N/A
N/A	N/A	N/A	N/A

4. How much cash do you and your spouse have? \$ N/A

Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Financial Institution	Type of Account	Amount you have	Amount your spouse has
<u>N/A</u>	<u>N/A</u>	\$ <u>0</u>	\$ <u>0</u>
<u>N/A</u>	<u>N/A</u>	\$ <u>0</u>	\$ <u>0</u>
<u>N/A</u>	<u>N/A</u>	\$ <u>0</u>	\$ <u>0</u>
<u>N.A. BANK</u>	<u>SAVINGS ACCOUNT</u>	<u>\$ 500.00</u>	<u>\$ 0</u>

If you are a prisoner, you must attach a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months in your institutional accounts. If you have multiple accounts, perhaps because you have been in multiple institutions, attach one certified statement of each account.

5. List the assets, and their values, which you or your spouse owns. Do not list clothing and ordinary household furnishings.

Home	(Value)	Other real estate	(Value)	Motor Vehicle #1	(Value)
<u>N/A</u>		<u>none</u>		Make & year: <u>N/A</u>	
<u>N/A</u>		<u>none</u>		Model: <u>N/A</u>	
<u>N/A</u>		<u>none</u>		Registration#: <u>N/A</u>	
Motor Vehicle #2	(Value)	Other assets	(Value)	Other assets	(Value)
Make & year: <u>N/A</u>		<u>none</u>		<u>none</u>	
Model: <u>N/A</u>		<u>none</u>		<u>none</u>	
Registration#: <u>N/A</u>		<u>none</u>		<u>none</u>	

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Person owing you or your spouse money	Amount owed to you	Amount owed to your spouse
<u>N/A</u>	<u>\$0</u>	<u>\$0</u>
<u>N/A</u>	<u>\$0</u>	<u>\$0</u>
<u>N/A</u>	<u>\$0</u>	<u>\$0</u>

7. State the persons who rely on you or your spouse for support.

Name	Relationship	Age
<u>None</u>	<u>none</u>	<u>none</u>
<u>none</u>	<u>none</u>	<u>N/A</u>
<u>none</u>	<u>none</u>	<u>N/A</u>

8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate.

Rent or home mortgage payment (include lot rented for mobile home)

You N/A

Spouse N/A

Are any real estate taxes included? ☐ Yes ☐ No

Is property insurance included? ☐ Yes ☐ No

Utilities (electricity, heating fuel, water, sewer, and Telephone)

\$ 0

\$ 0

Home maintenance (repairs and upkeep)

\$ 0

\$ 0

Food

\$ 0

\$ 0

Clothing

\$ 0

\$ 0

Laundry and dry-cleaning

\$ 0

\$ 0

Medical and dental expenses

\$ 0

\$ 0

Transportation (not including motor vehicle payments)

\$ 0

\$ 0

Recreation, entertainment, newspapers, magazines, etc.

\$ 0

\$ 0

Insurance (not deducted from wages or included in Mortgage payments)

\$ 0

\$ 0

Homeowner's or renter's

\$ 0

\$ 0

Life

\$ 0

\$ 0

Health

\$ 0

\$ 0

Motor Vehicle

\$ 0

\$ 0

Other: none

\$ 0

\$ 0

Taxes (not deducted from wages or included in Mortgage payments)(specify): none

\$ 0

\$ 0

Installment payments

\$ 0

\$ 0

Motor Vehicle

\$ 0

\$ 0

Credit card (name): N/A

\$ 0

\$ 0

Department store (name): N/A

\$ 0

\$ 0

Other: none

\$ 0

\$ 0

Alimony, maintenance, and support paid to others

\$ NA\$ NARegular expenses for operations of business, profession,
or farm (attach detailed statement)\$ 0\$ 0Other (specify): none\$ 0\$ 0

Total monthly expenses:

\$ 0\$ 0

9. Do you expect any major changes to your monthly income or expenses in your assets or liabilities during the next 12 months?

☐ Yes ☒ No

If yes, describe on an attached sheet.

10. Have you paid — or will you be paying — an attorney any money for services in connection with this case, including the completion of this form? ☐ Yes ☒ NoIf yes, how much? \$ 0

If yes, state the attorney's name, address, and telephone number:

none
none
none

11. Have you paid — or will you be paying — anyone other than an attorney (such as a paralegal or a typist) any money for services in connection with this case, including the completion of this form?

☐ Yes ☒ NoIf yes, how much? \$ 0

If yes, state the person's name, address, and telephone number:

none
none
none

12. Provide any other information that will help explain why you cannot pay the docket fees for your appeal.

Have been Imprisoned 50 Months
to date, earn no money from Jail,
unemployed

13. State the address of your legal residence.

26 Long pond rd
Plymouth, Mass. 02360

Your daytime phone number: N/A

Your age: 48 Your years of schooling: 12

[REDACTED]